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cy -> Nestor Young
KATS

City of Chattanooga

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July 22, 1996

TO: ALL INTERESTED PERSONS

RE: ENVIRONMENTAL EFFORTS AROUND HOWARD HIGH LANDFILL
AND SURROUNDING AREA

This letter is being sent to the landowners near the Howard High Landfill and Day Care Center site, to the representatives of the citizens who live in Poss Homes and Mary Walker Towers, and to community representatives who have indicated an interest in environmental issues concerning Chattanooga Creek. It contains a synopsis of the City's plans to correct environmental problems at Howard High Landfill, Day Care Center, Nature Trail and football practice field. For additional information, you are invited to attend a community meeting hosted by Jack Marcellis, Administrator of Public Works, on Monday, August 5, 1996, at 7:00 p.m. in the Library of Howard High School.

From approximately 1972 to 1977, portions of the Howard High property between the school grounds and Chattanooga Creek were used as a restricted demolition landfill. The landfill area was capped after having been closed under the supervision of the Division of Sanitation and Solid Waste Management, Tennessee Department of Public Health.

The Day Care Center sits across what was a former meander of Chattanooga Creek, prior to the relocation of the Creek in 1969. The meander was filled with soils which probably were obtained off-site and apparently contained some contamination.



10970391

U.S. EPA REGION IV

SDMS

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The Tennessee Division of Superfund performed a site investigation under a Cooperative Work Agreement with the United States Environmental Protection Agency at various dates in 1993, because the site was within the area of investigation for the Chattanooga Creek superfund site. It is not within that portion of Chattanooga Creek which was listed by U.S.E.P.A. as a superfund site. The investigation included soil/gas surveys and the gathering of soil samples in and around the landfill site. Laboratory analysis detected polyaromatic hydrocarbons (PAHs), including benzopyrene.

As a result of these preliminary studies, the City retained Associated Environmental Services, Inc. to conduct a further investigation of the site in 1995 in consultation with the Tennessee Division of Superfund. The results are contained in a report dated June 22, 1995, captioned "Investigation of Immediate Site Hazards Howard School and Montague Park" stamped by Doye B. Cox, registered engineer, and submitted to the Division of Superfund for review. The analysis confirmed the presence of PAH's, and five (5) metals at levels above the background levels established by EPA for the Chattanooga Creek Sediment Profile Study. The report suggests three (3) areas of concern, denoted therein as the Nature Trail, Day Care Center, and the Howard School Ballfields. The aforementioned report also contains a "Quantitative Assessment of the Potential Health Risks Associated with Exposure to Soils in the Howard School and Montague Park Sites," prepared by Janice P. Cox, dated June 1, 1995. Only at the Day Care Center site did the maximum probable cancer risks exceed a theoretical target of 1×10^{-6} . This is a conservative figure for cancer risk.

As a result of these studies, the City entered into a Consent Order and Agreement with the State of Tennessee to conduct certain remedial activities on the Nature Trail, the Day Care Center, and the Howard School football practice fields. A public notice inviting public comment was published in the *Chattanooga Times* and *Chattanooga Free Press* on July 16, 1996. A brief synopsis of the planned remedial activities will follow.

The contaminated soil immediately adjacent to the Day Care Center will be excavated to a depth of approximately eighteen (18) inches. The excavated area will be covered by six (6) inches of compacted clay soils, followed by a geosynthetic landfill liner, then covered by a foot of top soil. This work will be performed by a licensed general contractor following public bidding.



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The Howard School football practice field in and of itself does not appear to be contaminated; however, it has been subject to flooding by storm waters running off of the adjacent areas and possibly from back-flooding from Chattanooga Creek. The practice field runs along a drainage ditch which drains surface water from both the landfill and portions of the Howard School site towards Chattanooga Creek. Part of the drainage system is through pipes, which have collapsed. The City proposes to fix the collapsed pipe and to improve the drainage facility. An area approximately fifty (50) feet wide and three hundred (300) feet long adjacent to the west side of the field will be excavated and replaced with a porous soil mix. This mix is one-third (1/3) river sand, one-third (1/3) peat moss and one-third (1/3) topsoil and graded to drain west toward the new ditch. This area will then be seeded, fertilized and strawed.

There are a few spots along the Nature Trail and landfill which do not presently support vegetative cover or the vegetative cover is distressed. The whole landfill was originally closed with two (2) feet of compacted clay and top soil. The remediation needed along the Nature Trail is to repair the cap at these spots. The fencing around the landfill will be repaired or replaced as necessary to restrict access to the former landfill site. A contractor will provide a pug mix to provide a three-foot wide nature trail walk area including circular sitting areas. The work will be done by the Department of Public Works or contractors.

The purpose of the community meeting is to provide more detail about the planned remedial activities than contained in this letter. Also, it is your opportunity to ask any questions which you may have about the proposed remedial activities. Various persons involved are planning to attend, including Doye Cox - Consulting Engineer, representatives of Chattanooga Public Schools, Eugene Wright and others. I look forward to seeing you there. In the interim if you have any questions, please call me. You may also contact Ferman Miller, Tennessee Division of Superfund, for additional information.



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Sincerely,

MICHAEL A. McMAHAN

Special Counsel

MAM:cjc

cc: ✓ Ferman Miller
Wayne Everett
Andy Shivas
Mayor Gene Roberts
Jack Marcellis
Eugene Wright
Fred Carr
Doye Cox
Jamesetta Hudson
William Fain
Betty Robinson
Mark Rudisill
Tenn. Dept. of Highways
North American Royalties
David Spivey
Junita Willingham
Vernon Grove Baptist Church
Robert S. Long
Tom Scott
Councilman Leamon Pierce
Councilman David DiStefano

Ken Spear, *Chattanooga Free Press*
Cheryl Patterson, *Chattanooga Times*
Charlotte Adkins
Brenda Millsaps
Debra Matthews
Gregory Beck
Eddie Holmes
Milton Jackson
Paul Sims
Gilda Lyon
Earlene Paris
H. L. Brantley
Milligan Reynolds Guar. Title
Winston & Linda Knowles
W. W. Group
Carr Street Partners LLC
Ed Thomas Ector & Helen Taylor
Grace Hewell
Representative Tommie F. Brown
Ella B. Bryant

Company Researcher

and others, he relied on his general knowledge of industry practice, not on what he learned at W.

He said he had a right to go public with the information he closed, because it was a public health issue, and because, he said, he didn't specifically discuss W materials.

Brown & Williamson also questioned the credibility of a diary and said he kept.

In the diary, Wigand had written that he visited a facility called Fundamental Research Center, run by B&W's parent company BAT, in England, in 1989. But B&W attorney Bruce Sheffler said company documents showed that the facility had a different name in 1989.

Sheffler asked if Wigand wrote the diary later and then backdated the entries. Wigand said he wrote some of the entries later but their substance was correct.

During a break in the proceedings, Brown & Williamson attorney Gordon Smith said the discrepancies proved Wigand's diary was a "fraud."

A videotape of Monday's deposition was provided to reporters. The testimony was still being taken. The deposition was expected to last five days.

recorded Plan; any unpaid taxes; any restrictive covenants, easements or setback lines that may be applicable; any statutory rights of redemption of any governmental agency, State or Federal; any prior liens or encumbrances; as well as any priority created by a fixture filing; and subject to any matter that an accurate survey of the premises might disclose. Dated this 26th day of June, 1996. Wilson, McCalla, Rayment, Barrett & Frappier Successor-Trustee

Publication Dates: July 2, 9, 16, 1996

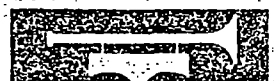
NOTICE OF TRUSTEE'S SALE
WHEREAS, default has occurred in the performance of the covenants, terms and conditions of a Promissory Note dated September 23, 1994 and Deed of Trust securing the same of even date recorded in Book 4410 at page 141, Register's Office for Hamilton County, Tennessee, executed by MR. ANTHONY DWAIN WORLEY and MS. JANET KAYE WORLEY, conveying certain property therein described to Thomas F. Baker, IV, as Trustee for First Tennessee Bank, National Association, the undersigned, Robert M. Wilson, Jr., having been appointed Successor-Trustee in Book 4680, page 795, Register's Office, Hamilton County, Tennessee. NOW, THEREFORE, notice is hereby given that the entire indebtedness has been declared due, and payable, and that an agent, Wilson, McCalla, Rayment, Barrett & Frappier, Successor-Trustee, by virtue of the power, duty and authority vested in and imposed upon me will on the July 23, 1996, at 12:00 noon, at the main entrance to the courthouse in Chattanooga, Hamilton County, Tennessee, offer for sale certain property hereinafter described, to the highest bidder for cash free from the statutory right of redemption, homestead, dower, and all other exemptions which are expressly waived in the Deed of Trust, said property being real estate situated in Hamilton County, Tennessee, and being more particularly described as follows:

Lot Twenty-Seven (27), Caramel Village Subdivision, as shown by plat recorded in Plat Book 29, Page 97, in the Register's Office of Hamilton County, Tennessee. This is improved property also known as 1523 Caramel Circle, Hixson, TN 37343.

This sale is subject to all matters shown on any applicable recorded Plan; any unpaid taxes; any restrictive covenants, easements or setback lines that may be applicable; any statutory rights of redemption of any governmental agency, State or Federal; any prior liens or encumbrances as well as any priority created by a fixture filing; and subject to any matter that an accurate survey of the premises might disclose. Dated this 26th day of June, 1996. Wilson, McCalla, Rayment, Barrett & Frappier Successor-Trustee

guired timely notice pursuant to T.C.A. Sec. 67-1-1433(b)(1) has been given to the State of Tennessee, and the sale of the said real property is subject to the right of the State of Tennessee to redeem the real property as provided in T.C.A. Sec. 67-1-1433(c)(1). This 12th day of July, 1996. Jerry Woods Weeks

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757-6200

103 Auctions

PUBLIC AUCTION
EASTERN STATES
MACHINE, INC.
411 W. Gordon Avenue
Rooseville, GA
Wed., July 17th @ 11:00 AM

Pullmax #241 5"x5"x12" Power Angle Roller • Wycoag 16"x3/4" Pyramid-Type Power Plate Roller • Niles 10"x12" Pyramid-Type Power Plate Roller • 10' 3/8" Cap Pyramid-Type Power Plate Roller • Cullco #BCN-12 3/8" • Cincinnati #2512 12"x3/8" cap Power Squaring Shear • Cincinnati Series 9-8 10"x225-Ton Cap Mechanical Press Brake • Mubea #KBL-88-6F Hyd Ironworker • Lodge &

be on a lump sum basis. No bid may be withdrawn for Thirty (30) days after time has been called for the date of opening. Bids must be accompanied by a Bid Bond, Cashier's Check, or Certified Check, in an amount not less than 5% of the Base Bid. Both a payment bond and a performance bond will be required in an amount equal to 100% of the contract price. The Owner reserves the right to reject any or all bids and to waive technicalities and informalities. (Section 00010-1) Town of Walden, Owner.

INVITATION TO BID
Sealed bids will be received by the CHATTANOOGA-HAMILTON COUNTY HOSPITAL AUTHORITY for the purchase of the following: Bids will be received at the Purchasing Department, 1047 Blackford Street, Chattanooga, Tennessee 37403, until the following dates and hours, at which time they will be publicly opened and examined. Additional specifications may be obtained from the Purchasing Department.

JULY 31, 1996 AT 2:00 P.M.
BID REFERENCE: #0004-8697
DESCRIPTION: PAGER

JULY 31, 1996 AT 2:00 P.M.
BID REFERENCE: #0130-8596
DESCRIPTION: S/A EXIDE 3100 UPS SYS.

The Chattanooga-Hamilton County Hospital Authority reserves the right to reject any or all bids; waive any informalities in the bids received; and to accept any which in its opinion may be for the best interest of the Authority.

CHATTANOOGA-HAMILTON COUNTY HOSPITAL AUTHORITY
Patricia Lawler,
Contracts Manager

INVITATION TO BID
Hamilton County School Food Service requests written and sealed bids for WAREWASHING/ SANITATION PRODUCTS AND A PRIMARY DISTRIBUTOR FOR MEATS, STOREROOM ITEMS, FROZEN FOODS, AND PAPER JANITORIAL ITEMS.

Bid documents will be available or mailed upon request as of July 16, 1996. Bid deadlines and bid opening to be August 5, 1996, 2:00 pm. For further information and/or to receive a copy of the bids, contact Alice Yeldell at 2501 Dadds Avenue, Chattanooga, Tennessee 37407 or telephone at 423-493-6143. Minority-owned businesses are encouraged to submit bids.

LEGAL NOTICE
The Hamilton County Electrical Board of Examiners will hold their monthly meeting on Thursday, July 18, 1996, at 10:00 a.m. in the County Commission Room of the Courthouse located on the 4th floor. For more information, please contact Pam Ross, Building Commission, 209-6460.

PUBLIC NOTICE

ing Director, 117 East 7th Street, 5th Floor, Old Newell Tower, Chattanooga, Tennessee 37402, until 10:00 A.M. on July 26, 1996 at which time they will be publicly opened for the purchase of:

AUGUST FOOD
Specifications may be obtained by contacting the Purchasing Department, 209-6350. The County reserves the right to waive any informalities or to accept or reject any or all bids. Hamilton County, G. R. Darnon, Director of Purchasing

STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION DIVISION OF SUPERFUND PUBLIC NOTICE SITE INVESTIGATION/ FEASIBILITY STUDY COMPLETE FOR HOWARD HIGH LANDFILL
The Division of Superfund (DSF) has accepted the Howard High Landfill site into the Voluntary Cleanup Oversight and Assistance Program (VOAP) which allows willing and able parties to conduct an investigation and cleanup of an inactive hazardous substance site with oversight from Division staff. The Site Investigation/Feasibility Study and draft Remedial Design/Remedial Action plans are now available for public review and comment.

The Howard High Landfill site is located at 2500 South Market Street, Chattanooga, TN. The Site consists of a former restricted landfill used primarily for demolition waste between approximately 1972-1977. A remedial investigation of the site was conducted by Associated Environmental Services, Inc. in 1995. The proposed alternative chosen as a Response Action at the site is to remove contaminated soils from the vicinity of the Day Care Center; to improve the cap on the landfill; to repair the Nature Trail; to improve the drainage on the football practice field; and to further restrict access to the landfill site.

The public is encouraged to contact Mr. Ferman D. Miller, Assistant Field Office Manager, Tennessee Division of Superfund, Chattanooga Field Office, 540 McCallie Avenue, Suite 550, Chattanooga, TN 37402-1013, telephone (423) 634-5745, for more information concerning the site.

DSF is accepting written public comments on the Feasibility Study until August 16, 1996. If there is sufficient public interest for site information, a public meeting can be requested or interested parties can be placed on a mailing list for future site information. Comments should be mailed to: Phillip Hendricks, VOAP Community Relations Coordinator, Division of Superfund, 4th Floor, L&C Annex, 401 Church Street, Nashville, Tennessee 37234-1538 no later than August 16, 1996.

169 Nursing/Elderly Care

AFFORDABLE LIVE-IN CARE for the elderly. Thoroughly screened. Call 499-8223.

CNA will care for you or your loved one in your home or facility. Experienced & references. Call Raquel at 499-1283.

LIKE TO WORK with elderly couple doing sitting, bed bath, light housework, prefer close in & 1/2 day. Call mornings 698-2607.

RETIRED TEACHER seeking work wanting to care for sick or elderly. 855-8265.

SENIOR SAINTS HOME FOR THE ELDERLY. Quality care in a loving Christian atmosphere. Permanent & temporary care available. Call 899-7401 or 622-1685 for more information.

THE ELDER'S NEST Home-style retirement home. Reasonable rates include meals, laundry, 24 hr. care. 423-334-9434

171 Personals

EXTEND LIFE
Learn CPR and first aid in the privacy & convenience of your office, home or organization. Approved by the American Heart Association. Call me today. 706-866-0705.

FEEL LIKE A MILLION!
Massage • Body Scrub 898-8857
Serenity Therapy Massage

HOME FOR THE ELDERLY
Where you'd be loved, not just cared for. East Ridge. 855-8664.

LOTTERY RESULTS
Call 26-LOTTO

OVERWEIGHT??
Call us for help. Lose weight FAST. Have more ENERGY. ALL NATURAL products. 423-332-3786; 205-495-3544

QUALITY HOUSECLEANING
reasonable rates, references available. 855-8639.

SWEDISH MASSAGE
624-0014

176 Services & Repairs

BILL STOKES COMPANY.
Painting, pressure washing, general remodeling. 698-4275, mobile 667-7399

CAN'T AFFORD CONTRAC

181 Tickets

BRAVES TICKETS Field level. Great seats. \$20. Call 1-615-668-2184.

NOTICE TO READERS
Many travel tickets/coupons are non-transferable. Some restrictions may apply. Buyers should check with the travel carrier before making their purchase to ensure transferability.

OCOE WHITEWATER 3 tickets - \$120/set. Call Joe 423-344-8970.

OLYMPIC Baseball, 2 tickets Sat., July 20, 1996 at 3 PM. \$1 ea. 935-8114 after 5 pm.

OLYMPIC BOXING, July 24 (4). \$50 each. Best seats. **WEIGHT LIFTING** July 21st. \$45 each. 236-5222

OLYMPIC EQUESTRIAN EVENTS, (2), July 23 & 24. \$1 for both. 344-4346, 413-0947

OLYMPIC GOLD Boxing. Men's women's basketball. opening closing. 770-270-9403.

OLYMPICS OPENING
CLOSING 2 seats. Best offer. Message 670-4228.

OLYMPIC TICKETS - Basketball and gymnastics. Price level Groups of 2, 4, 6. Reasonable prices, many sessions available. Row 1 in Club level for gymnastics. 1-615-967-6946.

OLYMPIC TICKETS at canoe/kayak, Spring finals, Laniar, Aug. 3, 1 pair, \$70. C 698-6445 leave message.

OLYMPIC TICKETS 7/20, Baseball; 21 & 28, Water Polo; 7/27 & 28, Athletics; 8/2, Rhythmic Gymnastics. For info: 855-1111

OLYMPIC TICKETS Equestrian men's basketball and track & field. 423-614-3495 after 7pm

OLYMPIC TICKETS GOLD MEAL BASKETBALL GAME. \$1 ea. for pair. 624-3785.

OLYMPIC TICKETS (6) Equestrian, Jumping. \$21 ea. - Good seats. 842-4958

OLYMPIC TICKETS Women's basketball finals; Aug. 4, 1 pair \$210. Call 698-6445 leave message.

OLYMPIC TICKETS Women's Volleyball, Women's Basketball, Gym. Call Jeff 899-5436 message.

OLYMPIC WEEKEND PAC AGE, 4 tickets each to AM track field, PM baseball (field level). 5 & Sun 7/28-29. Fri & Sat breakfast in family home, transportation to shuttle, Kennes area. (770) 928-6123

OLYMPIC (2) track & field tickets July 29, 6pm. Face value \$: 842-8221 or 755-2343

098 Classified Ads

CLASSIFIED ADVERTISING

The Chattanooga Times, Tuesday, July 16, 1996

**STATE OF TENNESSEE
DEPARTMENT OF
ENVIRONMENT
AND CONSERVATION
DIVISION OF SUPERFUND
PUBLIC NOTICE
SITE INVESTIGATION/
FEASIBILITY STUDY
COMPLETE FOR**

HOWARD HIGH LANDFILL

The Division of Superfund (DSF) has accepted the Howard High Landfill site into the Voluntary Cleanup, Oversight and Assistance Program (VOAP) which allows willing and able parties to conduct an investigation and cleanup of an inactive hazardous substance site with oversight from Division staff. The Site Investigation/Feasibility Study and draft Remedial Design/Remedial Action plans are now available for public review and comment.

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